

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

KENNETH ALLAN COOPER,  
Plaintiff,  
  
v.  
  
KATHLEEN ALLISON, et al.  
Defendants.

Case No. 20-06430 BLF (PR)  
**ORDER OF DISMISSAL**

On September 14, 2020, Plaintiff, proceeding *pro se*, filed a letter attempting to initiate a civil rights action pursuant to 42 U.S.C. § 1983. Dkt. No. 1. On the same day, the Clerk sent Plaintiff a notice informing him that he must file a complaint on the proper form within twenty-eight days or the action would be dismissed. Dkt. No. 2. A blank complaint form and postage-paid return envelope were enclosed with the notice. *Id.* The Clerk also sent a separate notice informing Plaintiff that he needed to either pay the filing fee or file an *In Forma Pauperis* (“IFP”) application within twenty-eight days to avoid dismissal. Dkt. No. 3.


On October 2, 2020, the Plaintiff filed a complaint. Dkt. No. 5. On the same day, Plaintiff filed a letter stating that his counselor mailed his IFP application. Dkt. No. 4. Because no IFP application was ever received, the Court *sua sponte* granted an extension of time on October 23, 2020, providing Plaintiff with another twenty-eight days to file the

1 IFP application. Dkt. No. 8. The deadline, November 20, 2020, has passed, and Plaintiff  
2 has failed to pay the filing fee or file an IFP application.

3 Accordingly, this action is **DISMISSED** without prejudice for failure to pay the  
4 filing fee or file a completed IFP application. The Clerk shall terminate all pending  
5 motions and close the file.

6 **IT IS SO ORDERED.**

7 Dated: December 8, 2020

  
BETH LABSON FREEMAN  
United States District Judge

United States District Court  
Northern District of California